IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 820 (MS) OF 2006

Virender Kumar,
s/o Shri Hukum Singh,
R/o P-7/1 Lekha Nagar, Roorkee, Cant.
Police Station Kotwali, Roorkee,
District-Haridwar. .....Petitioner.

Versus

1. Regional Officer Central Board of Secondary Education, Regional Office 35-B M.G. Marg Civil Lines, Allahabad.
2. Principal Children's Senior Academy, Milap Nagar, Roorkee, District-Haridwar.

.....Respondents.

Dated: 30.06.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Manish Arora, Advocate for the petitioner and Sri Gopal Narain, Advocate for the respondents.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing the respondent no. 1 to take the paper of physics of the petitioner as early as possible failing which the petitioner shall suffer irreparable loss and injury.

Briefly stated, the petitioner is a student and has passed the examination of Secondary School Examination in the year, 2003 from the School Children's Senior Academy Milap Nagar, Roorkee, District-Haridwar. The petitioner appeared thereafter in the examination of Senior School Certificate, 2005 and he was not declared passed in the physics and in chemistry. Thereafter the petitioner has given the compartment in the subject of Chemistry and after the compartment, he was declared passed is the said subject.

Petitioner has submitted that as he was not passed in physics due to this reason, he again applied for the compartment in physics and in this respect, he has also applied for the improvement in the Chemistry and mathematics.

Further he has also applied for improvement examination in Mathematics and Chemistry and compartment in the Physics.

The grievance of the petitioner is that he is not being permitted to give the compartment of physics.

However, looking to the grievance of the petitioner, liberty is given to him to file a representation before the authority concerned within a period of ten days from the date of production of the certified copy of the order.

If such a representation is filed, the same shall be disposed of within ten days thereafter.

Subject to the aforesaid, writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

30.06.2006
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